



1995 SENATE BILL 50

January 31, 1995 - Introduced by Senators FARROW, HUELSMAN, COWLES, FITZGERALD, RUDE, PETAK, DARLING, BUETTNER, SCHULTZ, A. LASEE and MOORE, cosponsored by Representatives SCHNEIDERS, GROTHMAN, WOOD, HOVEN, WARD, SERATTI, HAHN, HARS DORF, LEHMAN, SILBAUGH, PORTER, DOBYNS, HANSON, PLOMBON, LAZICH, MUSSEY, DUFF, AINSWORTH, KAUFERT, JENSEN, LADWIG, ZUKOWSKI, WILDER, BOYLE, HANDRICK, GUNDERSON, VRAKAS, KLUSMAN and WASSERMAN. Referred to Committee on Education and Financial Institutions.

- 1 **AN ACT to create** 895.515 of the statutes; **relating to:** civil immunity for persons
2 who donate commercial equipment or technology to elementary or secondary
3 schools or institutions of higher education.

Analysis by the Legislative Reference Bureau

This bill provides civil immunity to any person who donates or sells, at a price not to exceed overhead and transportation costs, commercial equipment or technology to a public or private elementary or secondary school or an institution of higher education. The immunity does not apply if the death or injury was caused by a wilful or wanton act or omission of the person who donated or sold the commercial equipment or technology.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 4 **SECTION 1.** 895.515 of the statutes is created to read:
5 **895.515 Liability exemption; equipment or technology donation. (1)**
6 In this section:
7 (a) "Commercial equipment or technology" means goods or related procedures
8 used or bought for use primarily in a business, including farming and a profession.
9 (b) "Institution of higher education" means a center or institution within the
10 University of Wisconsin System, a technical college or a private, nonprofit institution
11 of higher education located in this state.

